

STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING SESSION – DIVISION OF FINANCIAL ASSISTANCE
FEBRUARY 1, 2006

ITEM 6

SUBJECT

CONSIDERATION OF A RESOLUTION AUTHORIZING FUNDING FROM THE STATE WATER POLLUTION CLEANUP AND ABATEMENT ACCOUNT (CAA) FOR INVESTIGATION AND CLEANUP AT FORMER SUNRISE HANDY MARKET/MR. C'S, PORTERVILLE, TULARE COUNTY

DISCUSSION

In March 1984, approximately 20,000 gallons of gasoline were released at the Sunrise Handy Market/ Mr. C's site at 809 East Putnam Avenue, Porterville, Tulare County, due to loose and broken pipeline fittings of an underground storage tank (UST) system. The Central Valley Regional Water Quality Control Board (Central Valley Regional Water Board) issued a CAA Order to the responsible parties (Mrs. Mary McClure, hereafter simply McClure, and Zenz/O'Sullivan). McClure (property owner, UST owner, and UST installation contractor) investigated the release, recovered some fuel by trenching and excavation, and monitored the plume with 22 groundwater monitoring wells to evaluate the extent of impacts. In March 1989, free product remained in seven wells up to a thickness of one foot and benzene was detected in 15 wells at concentrations ranging from 2.9 to 50,000 micrograms per liter (ug/L or ppb). All remediation efforts ceased by August 1990.

Recently, the Central Valley Regional Water Board staff executed a contract with a consulting company to obtain the current status of the site's groundwater monitoring wells and perform limited sampling to assess groundwater conditions. The results of the sampling revealed that elevated concentrations of petroleum hydrocarbons at 41,000 ug/L and 1,500 ug/L, respectively. Methyl tertiary butyl ether was detected in two wells at concentrations of 230 and 780 ug/L.

An estimated \$950,000 is needed to further investigate and cleanup the pollution at this site. In connection with a 1990 Consent Decree between the defendants, McClure and Zenz/O'Sullivan and the Central Valley Regional Water Board, \$813,203 has been deposited into the CAA specifically for the purpose of performing remedial work at this site. An additional \$136,797 from the CAA is requested for a total of \$950,000 for this project.

POLICY ISSUE

Should the State Water Resources Control Board (State Water Board) approve funding of \$950,000 from the CAA in support of the investigation and cleanup at former Sunrise Handy Market/Mr. C's?

FISCAL IMPACT

In connection with a 1990 Consent Decree between the defendants, McClure and Zenz/O’Sullivan, and the Central Valley Regional Water Board, \$813,203 has been deposited into the CAA specifically for the purpose of performing remedial work at this site. An additional \$136,797 from the CAA is requested for a total of \$950,000 for this project. The CAA has an uncommitted balance of \$4,737,446 as of September 30, 2005.

REGIONAL WATER BOARD IMPACT

Yes, the Central Valley Water Board.

STAFF RECOMMENDATION

That the State Water Board approve funding of \$950,000 for the Central Valley Regional Water Board to fund additional investigation and cleanup at the former Sunrise Handy Market/Mr.C’s site in Porterville, Tulare county.

Policy Review _____
Fiscal Review _____
Legal Review _____

DRAFT

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2006 -

CONSIDERATION OF AUTHORIZATION TO ALLOCATE \$950,000 FROM THE
CLEANUP AND ABATEMENT ACCOUNT (CAA) FOR THE INVESTIGATION AND
CLEANUP AT FORMER SUNRISE HANDY MARKET/MR. C'S PROJECT

WHEREAS:

1. Approximately 20,000 gallons of gasoline were released at the Sunrise Handy market/Mr. C's site at 809 East Putnam Avenue, Porterville, Tulare County, due to loose and broken pipeline fittings of an underground storage tank system;
2. The Central Valley Water Quality Control Board (Central Valley Regional Water Board) issued a CAA Order to responsible parties and entered into a Consent Decree;
3. A consulting company sampled the site's groundwater and revealed elevated concentrations of petroleum hydrocarbons of 41,000 ug/L and 1,500 ug/L, respectively in one well. Methyl tertiary butyl ether was detected in two wells at concentrations of 230 and 780 ug/L;
4. The Water Quality Control Plan for the Tulare Lake Basin (Basin Plan), Second Edition (Revised January 2004), contains narrative water quality objective that specifies groundwaters in the Tulare Lake Basin shall not contain chemical constituents that adversely affect beneficial uses; and
5. Settlement funds in the amount of \$813,203 have been received specifically for the purpose of investigation and cleanup at this site and deposited into the CAA. An additional \$136,797 from the CAA is needed and available for a total of \$950,000 to complete this project.

THEREFORE BE IT RESOLVED THAT:

The State Water Board approves \$950,000 to investigate and cleanup the pollution at the former Sunrise Handy Market/Mr. C's site in Porterville, Tulare County.

CERTIFICATION

The undersigned, Acting Clerk to the Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Board held on February 15, 2006.

Selica Potter
Acting Clerk to the Board